



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : John L. Lautzenhiser et al.  
Application No. : 09/802,823 - Confirmation No. 1202  
Filed : 10 March 2001  
For : PROPORTIONAL ACTUATOR CONTROL  
OF APPARATUS  
Art Unit : 2837  
Examiner :  
Docket : 213-02US:0103

LETTER CITING ERRORS IN FILING RECEIPT

Customer Service Center  
Office of Initial Patent Examination  
United States Patent and Trademark Office  
Washington, D.C. 20231

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OCT -5 2001  
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Sir:

Applicants respectfully request correction of two errors in the Filing Receipt mailed June 15, 2001, as follows. The "Filing Fee Received" block should show four hundred sixty-three dollars (\$463), itemized as follows:

\$355 utility filing fee  
\$108 total claims  $32 - 20 = 12 \times \$9 = \$108$   
0 independent claims  $3 - 3 = 0$   
\$463 total filing fee submitted (see PTO/SB/17,  
Fee Transmittal for FY 2001, copy enclosed)

CERTIFICATE OF MAILING under 37 CFR 1.8

I hereby certify that this correspondence is being mailed with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, Attention: Office of Initial Patent Examination, on July 2, 2001.

Wendell E. Miller, Reg. No. 26,572  
Agent for Applicants

Wendell E. Miller  
Signature of Person Mailing

July 2, 2001  
Date Mailed



The Domestic Priority data should have inserted, as the second priority document, the following co-pending patent application:

AND CLAIMS BENEFIT OF 09/652,395 03/31/2000

for a total of four priority documents (see copy of Application Data Sheet submitted 03/10/2001 listing four priority patent applications).

Respectfully submitted,

Wendell E. Miller  
Agent for Applicants  
Registration No. 26,572

Enclosures:

- Copy of Filing Receipt mailed 6/15/2001,  
corrections identified in red, 3 pp
- Copy of PTO/SB/17, Fee Transmittal for 2001,  
submitted 03/31/2001, 1 p
- Copy of Application Data Sheet,  
submitted 03/31/2001, 2 pp
- Return postcard

July 2, 2001

1506 Tippecanoe Drive, D-1  
Warsaw, IN 46580

Tel. (219) 267-2729  
FAX (219) 268-2729



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
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09/802,823	03/10/2001	2837	<del>528</del> \$ 463	213- 02US:0103	17	32	3
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Wendell E. Miller  
Patent Agent  
1506 Tippecanoe Drive, D-1  
Warsaw, IN 46580

\$355 utility filing fee

\$108 total claims 32 - 20 = 12 X \$9

0 indep. claims 3 - 3 = 0

\$463 filing fee submitted

(See PT0/SB/17 of 3/31/2001, copy attached)

CONFIRMATION NO. 1202

FILING RECEIPT



\*OC000000006187625\*

Date Mailed: 06/15/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

John L. Lautzenhiser, Hamilton, IN;  
Lloyd L. Lautzenhiser, Nobel, CANADA;

## Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/188,431 03/10/2000  
AND CLAIMS BENEFIT OF 60/166,240 11/18/1999  
AND CLAIMS BENEFIT OF 60/152,826 09/07/1999

Please insert as second priority  
patent application number:  
09/652,395 3/31/2001

(See copy of Application Data  
Sheet submitted 3/10/2001  
listing four priority patent  
applications)

## Foreign Applications

If Required, Foreign Filing License Granted 05/22/2001

Projected Publication Date: 09/20/2001

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

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OCT -5 2001  
TC 2800 MAIL ROOM

Proportional actuator control of apparatus

**Preliminary Class**

318

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**Data entry by :** NGUYEN, TRAC

**Team :** OIPE

**Date:** 06/15/2001





**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15 (b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
 Office of Initial Patent Examination  
 Customer Service Center  
 Washington, DC 20231

*Page 4 of 4*

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov



Bib Data Sheet

CONFIRMATION NO. 1202

<b>SERIAL NUMBER</b> 09/802,823	<b>FILING DATE</b> 03/10/2001 <b>RULE</b>	<b>CLASS</b> 318	<b>GROUP ART UNIT</b> 2837	<b>ATTORNEY DOCKET NO.</b> 213-02US:0103
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**APPLICANTS**  
John L. Lautzenhiser, Hamilton, IN;  
Lloyd L. Lautzenhiser, Nobel, CANADA;

**\*\* CONTINUING DATA \*\*\*\*\***  
THIS APPLN CLAIMS BENEFIT OF 60/188,431 03/10/2000  
AND A DIV OF 09/652,395 08/31/2000  
WHICH CLAIMS BENEFIT OF 60/152,826 09/07/1999  
AND CLAIMS BENEFIT OF 60/166,240 11/18/1999

**\*\* FOREIGN APPLICATIONS \*\*\*\*\***

**IF REQUIRED, FOREIGN FILING LICENSE GRANTED\*\* SMALL ENTITY \*\***  
**\*\* 05/22/2001**

Foreign Priority claimed <input type="checkbox"/> yes <input checked="" type="checkbox"/> no	<b>STATE OR COUNTRY</b> IN	<b>SHEETS DRAWING</b> 17	<b>TOTAL CLAIMS</b> 32	<b>INDEPENDENT CLAIMS</b> 3
35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance				
Verified and Acknowledged	Examiner's Signature	Initials		

**ADDRESS**  
Wendell E. Miller  
Patent Agent  
1506 Tippecanoe Drive, D-I  
Warsaw, IN 46580

**TITLE**  
Proportional actuator control of apparatus

<b>FILING FEE RECEIVED</b> 463	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:	<input type="checkbox"/> All Fees
		<input type="checkbox"/> 1.16 Fees ( Filing )
		<input type="checkbox"/> 1.17 Fees ( Processing Ext. of time )
		<input type="checkbox"/> 1.18 Fees ( Issue )
		<input type="checkbox"/> Other _____
		<input type="checkbox"/> Credit

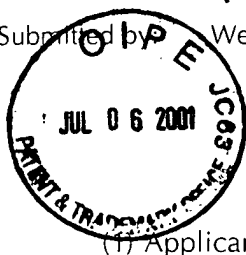
COPY

Submitted by: Wendell E. Miller, Reg. No. 26,572

EXPRESS MAIL No.: \*EF 354 106 586 US\*

Docket No.: 213-02US:0103

Date: March 10, 2001



## APPLICATION DATA SHEET (37 CFR 1.76)

### (1) Applicant information:

Name: John L. Lautzenhiser  
Residence: Hamilton, IN  
Mailing Address: 0694 State Road 427  
Hamilton, IN 46742  
Citizenship: US

### 2nd Applicant information:

Name: Lloyd L. Lautzenhiser  
Residence: Nobel, Ontario, CANADA P0G 1G0  
Mailing Address: Box 244  
Nobel, Ontario, CANADA P0G 1G0  
Citizenship: US

### (2) Correspondence Information:

Name: Wendell E. Miller  
Patent Agent  
Address: 1506 Tippecanoe Drive, D-I  
Warsaw, IN 46580  
Telephone: (219) 267-2729  
Fax: (219) 268-2729

### (3) Application Information:

Title of the Invention: PROPORTIONAL ACTUATOR CONTROL  
OF APPARATUS  
Classification:  
Subclass:  
Technology Ctr, Group Art Unit: 2107  
Total Number of Drawing Sheets: 17  
Drawing Figure for Publication: 38  
Docket No.: 213-02US:0103  
Type of Application: Utility (nonprovisional)

### (4) Representative Information:

(A) Name: Wendell E. Miller  
Registration Number: 26,572  
(B) Name: James M. Moore  
Registration Number: 32,923

### (5) Domestic Priority Information:

(a) Application Number: 60/188,431  
Filing Date: 10 March 2000  
Status: Provisional Patent Application  
Relationship: Co-pending Provisional Patent Application

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*1st Priority*



APPLICATION DATA SHEET, Cont'd

Docket No.: 213-02US:0103

Date: March 10, 2001

(5) Domestic Priority Information, Cont'd:

(b) Application Number:  
Filing Date:  
Status:  
Relationship:

09/652,395  
31 August 2000  
Utility (nonprovisional)  
Co-pending Patent Application

*2nd Priority*

(c) Application Number:  
Filing Date:  
Status:  
Relationship:

60/166,240  
18 November 1999  
Provisional Patent Application  
(Priority claimed by: 09/652,395 above)

*3rd Priority*

(d) Application Number:  
Filing Date:  
Status:  
Relationship:

60/152,826  
07 September 1999  
Provisional Patent Application  
(Priority claimed by: 09/652,395 above)

*4th Priority*



COPY



Express Mail No.: \*EF 354 106 586 US\*

PTO/SB/17 (09-00;  
Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<h1>FEE TRANSMITTAL</h1> <h2>for FY 2001</h2> <p><i>Patent fees are subject to annual revision.</i></p>		Complete if Known		
		Application Number		
		Filing Date		
		First Named Inventor	John L. Lautzenhiser	
		Examiner Name		
TOTAL AMOUNT OF PAYMENT (\$)		503	Attorney Docket No.	213-02US:0103

METHOD OF PAYMENT	
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:	
Deposit Account Number	13-3404
Deposit Account Name	Wendell E. Miller
<input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	
2. <input type="checkbox"/> Payment Enclosed:	
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other	

FEE CALCULATION																																					
1. BASIC FILING FEE																																					
<table border="1"> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> <tr> <td>101</td> <td>710</td> <td>201</td> <td>355</td> <td>Utility filing fee</td> <td>355</td> </tr> <tr> <td>106</td> <td>320</td> <td>206</td> <td>160</td> <td>Design filing fee</td> <td></td> </tr> <tr> <td>107</td> <td>490</td> <td>207</td> <td>245</td> <td>Plant filing fee</td> <td></td> </tr> <tr> <td>108</td> <td>710</td> <td>208</td> <td>355</td> <td>Reissue filing fee</td> <td></td> </tr> <tr> <td>114</td> <td>150</td> <td>214</td> <td>75</td> <td>Provisional filing fee</td> <td></td> </tr> </table>	Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid	101	710	201	355	Utility filing fee	355	106	320	206	160	Design filing fee		107	490	207	245	Plant filing fee		108	710	208	355	Reissue filing fee		114	150	214	75	Provisional filing fee		SUBTOTAL (1) (\$) 355
Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid																																
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114	150	214	75	Provisional filing fee																																	

2. EXTRA CLAIM FEES																																					
<table border="1"> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> <tr> <td>103</td> <td>18</td> <td>203</td> <td>9</td> <td>Claims in excess of 20</td> <td></td> </tr> <tr> <td>102</td> <td>80</td> <td>202</td> <td>40</td> <td>Independent claims in excess of 3</td> <td></td> </tr> <tr> <td>104</td> <td>270</td> <td>204</td> <td>135</td> <td>Multiple dependent claim, if not paid</td> <td></td> </tr> <tr> <td>109</td> <td>80</td> <td>209</td> <td>40</td> <td>** Reissue independent claims over original patent</td> <td></td> </tr> <tr> <td>110</td> <td>18</td> <td>210</td> <td>9</td> <td>** Reissue claims in excess of 20 and over original patent</td> <td></td> </tr> </table>	Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid	103	18	203	9	Claims in excess of 20		102	80	202	40	Independent claims in excess of 3		104	270	204	135	Multiple dependent claim, if not paid		109	80	209	40	** Reissue independent claims over original patent		110	18	210	9	** Reissue claims in excess of 20 and over original patent		SUBTOTAL (2) (\$) 108
Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid																																
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3. ADDITIONAL FEES																																																																																																																																																																															
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unavoidable</td> <td></td> </tr> <tr> <td>141</td> <td>1,240</td> <td>241</td> <td>620</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>142</td> <td>1,240</td> <td>242</td> <td>620</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>143</td> <td>440</td> <td>243</td> <td>220</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>144</td> <td>600</td> <td>244</td> <td>300</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>122</td> <td>130</td> <td>122</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>123</td> <td>50</td> <td>123</td> <td>50</td> <td>Petitions related to provisional application</td> <td></td> </tr> <tr> <td>126</td> <td>240</td> <td>126</td> <td>240</td> <td>Submission of Information Disclosure Statement</td> <td></td> </tr> <tr> <td>581</td> <td>40</td> <td>581</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>146</td> <td>710</td> <td>246</td> <td>355</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>149</td> <td>710</td> <td>249</td> <td>355</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td>179</td> <td>710</td> <td>279</td> <td>355</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>169</td> <td>900</td> <td>169</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> </table>	Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid	105	130	205	65	Surcharge - late filing fee or oath		127	50	227	25	Surcharge - late provisional filing fee or cover sheet		139	130	139	130	Non-English specification		147	2,520	147	2,520	For filing a request for ex parte reexamination		112	920*	112	920*	Requesting publication of SIR prior to Examiner action		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		115	110	215	55	Extension for reply within first month		116	390	216	195	Extension for reply within second month		117	890	217	445	Extension for reply within third month		118	1,390	218	695	Extension for reply within fourth month		128	1,890	228	945	Extension for reply within fifth month		119	310	219	155	Notice of Appeal		120	310	220	155	Filing a brief in support of an appeal		121	270	221	135	Request for oral hearing		138	1,510	138	1,510	Petition to institute a public use proceeding		140	110	240	55	Petition to revive - unavoidable		141	1,240	241	620	Petition to revive - unintentional		142	1,240	242	620	Utility issue fee (or reissue)		143	440	243	220	Design issue fee		144	600	244	300	Plant issue fee		122	130	122	130	Petitions to the Commissioner		123	50	123	50	Petitions related to provisional application		126	240	126	240	Submission of Information Disclosure Statement		581	40	581	40	Recording each patent assignment per property (times number of properties)		146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))		149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))		179	710	279	355	Request for Continued Examination (RCE)		169	900	169	900	Request for expedited examination of a design application		Other fee (specify) _____ Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 40.00
Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid																																																																																																																																																																										
105	130	205	65	Surcharge - late filing fee or oath																																																																																																																																																																											
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147	2,520	147	2,520	For filing a request for ex parte reexamination																																																																																																																																																																											
112	920*	112	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																											
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116	390	216	195	Extension for reply within second month																																																																																																																																																																											
117	890	217	445	Extension for reply within third month																																																																																																																																																																											
118	1,390	218	695	Extension for reply within fourth month																																																																																																																																																																											
128	1,890	228	945	Extension for reply within fifth month																																																																																																																																																																											
119	310	219	155	Notice of Appeal																																																																																																																																																																											
120	310	220	155	Filing a brief in support of an appeal																																																																																																																																																																											
121	270	221	135	Request for oral hearing																																																																																																																																																																											
138	1,510	138	1,510	Petition to institute a public use proceeding																																																																																																																																																																											
140	110	240	55	Petition to revive - unavoidable																																																																																																																																																																											
141	1,240	241	620	Petition to revive - unintentional																																																																																																																																																																											
142	1,240	242	620	Utility issue fee (or reissue)																																																																																																																																																																											
143	440	243	220	Design issue fee																																																																																																																																																																											
144	600	244	300	Plant issue fee																																																																																																																																																																											
122	130	122	130	Petitions to the Commissioner																																																																																																																																																																											
123	50	123	50	Petitions related to provisional application																																																																																																																																																																											
126	240	126	240	Submission of Information Disclosure Statement																																																																																																																																																																											
581	40	581	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																											
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																																											
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																																											
179	710	279	355	Request for Continued Examination (RCE)																																																																																																																																																																											
169	900	169	900	Request for expedited examination of a design application																																																																																																																																																																											

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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Wendell E. Miller	Registration No. (Attorney/Agent)	26,572
Signature	<i>Wendell E. Miller</i>	Telephone	(219) 267-2729
		Date	March 10, 2001

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